

# INDIANA STATE SENTINEL.

## INDIANA LEGISLATURE.

### SENATE.

SATURDAY, FEB. 4.

#### RELIEF BILL.

The House having refused to concur in two of the amendments of the Senate to the relief bill, one reducing the amount of property exempted from execution to \$100.

Mr. Walpole moved to reconsider the amendment; yeas 17, nays 25, as follows:

Ayes—Messrs. Aker, Alexander, Bright, Carr, Carr of J. Collins, Johnson, Ewing, Harris, Hendricks, Kelso, Kennedy, Miller, Moffatt, Ritchey, Sinclair and Walpole—17.

Nays—Messrs. Bradley, Burke, Carr of L. Collins, Cornett, Cotton, Evans, Farmer, Gregory, Herriman, Hodge, Hoover, McGaughey, Mitchell, Morgan, Mount, Odell, Parker, Pennington, Pitcher, Reed, Reeve, Sands, Shanks, Stanford, Watts and Wright—25.

The second amendment was to strike out those words: "Provided the execution defendant have a family."

Mr. Harris moved to insist on the amendment of the Senate; yeas 9, nays 26. The Senate then reconsidered the amendment, and ordered that the House be informed of the action of the Senate.

To extend the provisions of an act therein passed to the counties of Huntington and Wells; passed.

To legalize the mill dam now erected over the Salamon river, owned by Mr. English; passed.

To locate a State road in De Kalb and Noble counties; passed.

Mr. Ewing from a select committee upon the subject, reported a bill for the improvement of the Wabash Rapids.

Mr. Parker, from the committee of free conference upon the distributing bill, reported back the House bill with an amendment, putting Madison county on the 5th, and Morgan on the 6th district.

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When at home I examined the books of the treasurer of my county, and I there found eleven hundred and eighty dollars in county orders issued in favor of the county auditor; and the treasurer then told me he supposed there were at least three hundred dollars in county orders outstanding yet, issued in favor of the auditor. Then, sir, the people of my county are to be made to bear such burdens at this time, and I suppose you will vote against this bill, if they choose, and destroy it, but I will introduce another bill reducing the tax of county auditor, at least so far as my county is concerned.

Mr. Dobson moved to amend, so as to leave it optional with the people of Owen county to adopt or reject the provisions of the bill, so far as it relates to that county—to be decided by a vote.

Mr. Parker moved to indefinitely postpone the bill.

Ayes—Messrs. Aker, Bradley, Burke, Carr of L. Collins, Cornett, Cotton, Evans, Farmer, Gregory, Herriman, Hodge, Hoover, McGaughey, Mitchell, Morgan, Mount, Odell, Parker, Pennington, Pitcher, Reed, Reeve, Sands, Shanks, Stanford, Watts and Wright—23.

Nays—Messrs. Alexander, Bright, Carr of J. Collins, Davis, Dobson, Hettfield, Herriman, Kelso, Kennedy, Miller, Parks, Read, Sinclair, Tammill and Walpole—16.

So the bill was indefinitely postponed.

Mr. Tammill, a bill amendatory of an act providing for the collection of the funds of the State, passed.

Mr. Parker, a bill supplemental to an act entitled "the relief bill" (H. 171); passed to a second reading.

A joint resolution in relation to the effect of a joint resolution therein passed.

A joint resolution relative to a joint resolution relating to the Madison and Indianapolis rail road; referred to the committee on canals and internal improvements.

The House having refused to concur in the amendment to the relief bill, allowing but \$100 worth of property exempt from execution.

Mr. Kelso moved to appoint a committee of free conference to settle the difference.

Mr. Gregory opposed the motion, repeating the argument he had made in the House, and saying that the bill was not for the purpose of settling the difference.

On the motion to appoint the committee of free conference, yeas 14, nays 14. Those who voted in the negative were, Messrs. Bradley, Collins, Cotton, Gregory, Herriman, Morgan, Mount, Odell, Parker, Parks, Pennington, Pitcher, Reeve and Wright—14.

Adjourned.

HOUSE OF REPRESENTATIVES.

A petition was presented by Mr. Edmondson, which was referred.

Bills of the Senate passed:—Amendatory of the act to change the mode of selecting petit jurors in Jackson and Bartholomew counties; also, to amend an act to compel speculators to pay a road tax.

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completion of the Wabash and Erie canal, west of Tippecanoe, providing for a tax of three cents on the hundred dollars, in the counties of Tippecanoe, Warren, Fountain, Parke, Vermillion and Vigo, to be collected in canal scrip, to aid in finishing said canal; read twice and committed.

By Mr. Norvell, to make treasury notes receivable for improvements on canal lands east of Tippecanoe; but on question of passage.

The vote on the joint resolution for the relief of Alexander Hard was reconsidered, and amended; when Mr. Norvell moved to indefinitely postpone, carried, yeas 50, nays 29.

By Mr. Bates, for the establishment of a deaf and dumb asylum in this State, referred.

By Mr. Thompson, on the subject of a reduction of letter postage; passed.

By Mr. Sayward, in relation to pre-emption; referred.

The House adjourned.

SENATE. MONDAY, FEB. 6.

The President laid before the Senate a communication from the State Auditor relative to certain fees and allowances; referred to the finance committee.

Mr. Collins moved that 500 copies of the reports of the several branches of the State Bank be printed; so ordered.

Sundry petitions &c. were received and duly referred.

REPORTS OF COMMITTEES.

Mr. Harris from the judiciary committee reported back, and recommended the passage of the bill; for the collection and settlement of the funds belonging to the Delphi Insurance Company; passed.

Mr. Kelso from the same, reported upon sundry bills for divorce; held that such legislation is unconstitutional, upon the ground that no State can pass laws to invalidate the contracts of other States.

On the ground that no State can pass laws to invalidate the contracts of other States.

Mr. Collins gave his reasons at some length against the report.

Mr. Gregory and Mr. Pennington were opposed to the report.

Mr. Carr of L. called for the previous question, which was so ordered by the Senate.

On the first resolution declaring divorce bills unconstitutional, yeas 16, nays 31.

On the inexperience of passing them, yeas 20, nays 17.

Mr. Kelso from the same, reported back the bill for the relief of Hummon Warren; read a third time and passed.

Mr. Gregory from the same, reported a bill supplemental to an act regulating practice and suits at law.

On motion of Mr. Wright the bill was laid on the table.

Mr. Bradley from the same, reported a bill for authorizing prosecuting attorneys to file certain writs in certain cases; laid on the table.

A bill to authorize the building of a mill dam across White river; passed.

Mr. Bright from the same, a bill to authorize the agent of the State to sell or permit certain condemned lands to be sold for the benefit of the bankrupt law; passed.

Mr. McGaughey from the same, for the relief of Ezra S. Trask; indefinitely postponed.

Also a bill amendatory concerning proceedings in criminal cases, which was laid on the table.

On motion of Mr. Wright the bill was laid on the table.

Mr. Ewing moved that the bill be indefinitely postponed; lost; yeas 23, nays 24.

Mr. Ewing moved the passage of the bill, because of its retrospective action.

Mr. Ewing was opposed to the bill.

Mr. Reed defended the bill, and called for the yeas and nays.

Mr. Miller hoped the bill would pass.

Mr. Bright said the bill was merely declaratory, defining the meaning of the phrase "beyond the seas." He hoped it would pass.

On the passage of the bill—yeas 29, nays 17. So the bill passed.

Mr. Harris from the same, reported back the bill with amendments, relative to suits against the Miami Indians; passed.

Mr. McGaughey from the same, reported back a bill for the organization of the board of commissioners for human affairs; with a substitute referred to the committee on revision. Also a bill for the relief of John Morgan, recommending its reference to a select committee; concurred in.

Mr. Ewing from the committee on federal relations, reported a bill which was adopted; requiring certain duties of the several counties of State to be paid to the population of the several Congressional districts.

Mr. Cornett from the committee on education, for the relief of James Silvers of Rush county; indefinitely postponed.

Also on the petition of Susan Robinson a bill to prevent her or another child to attend school; passed.

Mr. Stanford from the same, for the incorporation of an institution in the city of Madison for the promotion of the medical and associated sciences; passed.

Also recommending indefinite postponement of the bill, for the relief of DeJoy;—yeas 19, nays 14. On the subject of the bill, Mr. Reed had concurred in.

Also for the relief of G. Moore of Madison county; indefinitely postponed.

Mr. Carr of L. from the same, a bill relative to school districts, recommending its indefinite postponement; concurred in. Also for the relief of Trust Funds &c.; with a substitute which was adopted and passed.

Mr. Stanford from the same, reported a substitute for a bill to provide for the payment of expenses incurred for the protection of school funds; passed.

Mr. Ritchey from the same recommending the indefinite postponement of a bill for the better regulation of the Indiana Academy of Science; concurred in.

Mr. Cornett from the same, for the relief of Henry Ingles of Clay county; laid on the table.

Mr. Harris from the committee on canals and internal improvements, a bill for the relief of Henry Johns, with an amendment; after some debate the Senate adjourned.

Mr. Kelley's remarks on the subject of the relief of Henry Johns, which were made in the House, were read; and the Senate adjourned.

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# HOUSE OF REPRESENTATIVES.

MONDAY, FEB. 6.

## PETITIONS PRESENTED.

Petitions were this morning presented by Messrs. Lowe, Brown of R., in relation to justice Tullis's docket; which was referred to a select committee.

On motion of Mr. Moore of F., the bill settling the boundary question between the county of Clark and Floyd was taken up—the question being on an amendment proposed by Mr. Simonson. After discussion the amendment was lost. This question was taken, on adopting the report of the committee, and decided in the negative, the vote being equal.

Mr. Butler of K. moved to reconsider the vote just taken, which motion did not prevail, yeas 44, nays 45.

Mr. Tingley, on leave, introduced a bill relating to the pay of members, providing for three dollars a day for the first 30 days, two dollars for the next thirty, and one dollar per day for each day after 60 days, to be applicable to the present session.

Mr. Milikin moved to refer with instructions to strike out the second "thirty" and insert "twenty"; but the motion was not taken, as it was not in order.

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